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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/766,232	01/28/2004	Kishore Tipimani	36742.0136	2933

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EXAMINER

GRANT II, JEROME

ART UNIT	PAPER NUMBER
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2625

DATE MAILED: 08/28/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/766,232	Applicant(s) TIPIRNENI, KISHORE	
	Examiner Jerome Grant II	Art Unit 2626	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-15 is/are pending in the application.
4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-6, 9, 11 and 12 is/are rejected.
- 7) ☒ Claim(s) 7, 8, 10 and 13-15 is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.


Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.


JEROME GRANT II
PRIMARY EXAMINER

Attachment(s)

- | | |
|---|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____ | 6) <input type="checkbox"/> Other: ____ |

1.

Detailed Action

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

Claims 1, 2 and 9 are rejected under 35 U.S.C. 102(a) as being anticipated by Shioto.

With respect to claim 1, Shioto teaches a system for securing a transmission of data from a facility (camera and portable phone combination) shown by figure 3, to a centralized host server (image server 6) for remote viewing from a personal computer (pc 11 of the general housing office, or coin operated machine 15); comprising: a camera device 1; an uploader device (communication means) configured to acquire information from the camera device, see figure 3, and to communicated such information over a network (radio communication) see figure 3; said host server 6 configured to communicated with a plurality of said uploader devices (communication means or portable phone, or coin operated machines) through the network; and said personal computer (11, 15 or see col. 2, lines 1 and 2) configured to communicate with the host server.

With respect to claim 2, see col. 8, line 58.

With respect to claim 8, see element 15 of Shito.

2.

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 3-5, and 11 are rejected under 35 U.S.C. 103(a) as being unpatentable over Shito in view of Pinsky.

With respect to claim 3, Shito teaches all of the subject matter upon which the claim depends except that the network is a type of packet switched Internet or Ethernet type.

Pinsky teaches a network which is a packet switched Internet type, see col. 6, lines 44-54 and also containing a digital camera (66), an upload facility (administrative site 74); a network 70; a server 72 and a plurality of facilities or computer facilities (62, 64 and 66)

Since Shito and Pinsky are both directed to transmission of images over a network, the purpose of sending information over a network such as the packet switched Internet would have been recognized by Shito as set forth by Pinsky.

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It would have been obvious to modify or change the radio communication network, as shown by Shioto, for the packet switched Internet type, provided by Pinsky, for the purpose of sending information from a camera or other imaging device over a network to a computer.

With respect to claim 4, see text and images of patients which are discussed at col. 6, lines 44-54.

With respect to claim 5, Pinsky further teaches the medical images, according to col. 8 and col. 13, lines 10-25.

With respect to claim 11, see the wireless network, as shown by figure 3.

Claim 6 is rejected under 35 U.S.C. 103(a) as being unpatentable over Shioto in view of the Well Known Prior Art.

Shioto teaches all of the subject matter upon which the claim depends except for the specific teaching of passwords.

While Shioto teaches a PC 11, as well as other coin operated machines 15, it is well known in the art of personal computing that a user use passwords and other identification numbers for allowing the user to access the information on the pc 11.

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

Claim 12 is rejected under 35 U.S.C. 102(e) as being anticipated by Sato.

Sato teaches a method for securely transmitting data acquired by a camera device to a centralized host server for remote viewing from a personal computer, said method comprising: acquiring and digitizing images using said camera device (1), see col. 4a, last paragraph; transmitting images to an uploader device (camera server 202A)' transmitting said images to said host server (100n) via network 110; assembling a web page, including said images, at said host server in response to a request from said personal computer; and transmitting said web page to said personal computer (viewer 203 and see col. 6a and 6b).

4.

Claims Objected

Claims 7, 8, 10 and 13-15 are objected to as being depending upon a rejected based claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

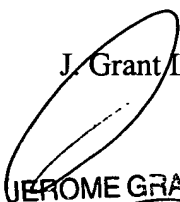
5.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jerome Grant II whose telephone number is 571-272-7463. The examiner can normally be reached on Mon.-Thurs from 9:00 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Moore, can be reached on 571-272-7437. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

J. Grant II

JEROME GRANT II
PRIMARY EXAMINER